IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 383 OF 2005
IN
WRIT PETITION NO. 553 OF 2000

The Bombay Campion High School ..Petitioners
Versus

The Municipal Corporation of Gr. Mumbai and anr. ... Respondents.

Mr. Aspi Chinoy, Senior Advocate, instructed by M/s. Humranwala & Co. for the petitioners in support.
Ms. A.K. Savla for respondents to show cause.

CORAM: **DALVEER BHANDARI, C.J.** &
S.J. VAZIFDAR, J.
DATE: **AUGUST 02, 2005**.

P.C.

Writ Petition No. 553 of 2000 was dismissed in default for non-prosecution on 12th July, 2005. It is stated that Shri V.V. N. D'Gama, who had filed vakalatnama on behalf of the petitioners, had left the practice and migrated to some other place and the petitioners did not have any intimation about this case. The non-appearance was neither deliberate nor intentional. Consequently, the order dated 12th July, 2005 is set aside and the writ petition is restored to its original number. Notice of Motion is made absolute in terms of prayer clause (a).

CHIEF JUSTICE

S.J. VAZIFDAR, J.